## 1 Michael G. Marderosian, No. 077296 Michael E. Lehman, No. 133523 MARDEROSIAN, RUNYON, CERCONE & LEHMAN 2 1260 Fulton Mall Fresno, CA 93721 3 Telephone: (559) 441-7991 4 Facsimile: (559) 441-8170 5 Virginia Gennaro, No. 138877 City Attorney 6 CIŤY OF BÅKERSFIELD 1501 Truxtun Avenue 7 Bakersfield, CA 93301 Telephone: (661) 326-3721 8 Facsimile: (661) 852-2020 9 Attorneys for: Defendants CITY OF BAKERSFIELD, BAKERSFIELD POLICE DEPARTMENT, BAKERSFIELD CITY MANAGER ALAN TANDY, 10 BAKERSFIELD POLICE CHIEF ERIC MATLOCK, SCOTT TUNNICLIFFE AND RALPH WYATT 11 12 UNITED STATES DISTRICT COURT 13 EASTERN DISTRICT OF CALIFORNIA 14 GEORGE A. BOYLE, et al., Case No. 1:03-CV-5162 AWI GSA 15 Plaintiffs, STIPULATION OF DISMISSAL BY 16 PLAINTIFF GIACHINO FAMILY **ENTERPRISES, ONLY, OF ALL** v. **CLAIMS AND ORDER THEREON** 17 COUNTY OF KERN, et al., 18 Defendants. 19 20 IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, through 21 their respective counsel, that all claims by plaintiff GIACHINO FAMILY ENTERPRISES, only, 22 be dismissed as to all defendants in this action with prejudice. 23 Dated: March 20, 2012 THERESA A. GOLDNER, COUNTY COUNSEL 24 25 By:\_\_ /s/ Andrew C. Thomson Andrew C. Thomson, 26 Deputy Attorney for COUNTY DEFENDANTS, County of Kern, Office of the Kern County District Attorney, Kern 27 County District Attorney Edward R. Jagels and Victoria Sharp 28

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## Dated: March 20, 2012 MARDEROSIAN, RUNYON, 1 **CERCONE & LEHMAN** 2 3 By: /s/ Michael E. Lehman Michael E. Lehman, Attorney for CITY 4 DEFENDANTS, City of Bakersfield, Bakersfield Police Department, Bakersfield City Manager Alan Tandy, Bakersfield 5 6 Police Chief Eric Matlock, Scott Tunnicliffe and Ralph Wyatt 7 LAW OFFICES OF GEORGE A. BOYLE Dated: March 20, 2012 8 9 /s/ George A. Boyle By: George A. Boyle, 10 Attorney for PLAINTIFFS, George A. Boyle, Noralee Boyle, Victor Vevea, Alena 11 Vevea, Ramona Guillen, Miriam Ruiz, Law 12 Offices of George A. Boyle, Giachino Family Enterprises 13 14 **ORDER** 15 The stipulation of the parties having been read and considered by the Court, and good cause 16 appearing therefor: 17 IT IS HEREBY ORDERED that all claims by plaintiff GIACHINO FAMILY 18 ENTERPRISES, only, be dismissed with prejudice as to all defendants. 19 IT IS SO ORDERED. 20 21 Dated: March 20, 2012 CHIEF UNITED STATES DISTRICT JUDGE 22 23 24 25 26 27 28

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